

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Paul Frank Radford

Appl No.: 10/553,157

Confirmation No.: 1232

Filed:

For: AUTOMATIC SIZING OF SOFTWARE FUNCTIONALITY

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

In response to the Notification of Missing Requirements dated June 2, 2006, enclosed are the following:

- ☒ Part 2 of Formalities Letter (Notification of Missing Requirements)
- ☒ Declaration and Power of Attorney for the above-identified application, which has been executed by the named inventor(s)
- ☐ Declaration of Inventors which has been executed by the named inventor(s) and an Assignee Power of Attorney
- ☒ Applicant claims small entity status
- ☐ Check in the amount of \_\_\_\_\_ to cover the filing fee of \_\_\_\_\_ and the surcharge under 37 C.F.R. § 1.16(f)
- ☒ All fees are being authorized to be charged to Deposit Account No. 16-0605 when electronically filing
- ☐ English Translation and \$130.00 (37 CFR 1.17(i)) fee for filing late.
- ☐ Other:
- ☒ Any deficiency, additional fee, or credit may be charged to our Deposit Account No. 16-0605.

Respectfully submitted,

  
Gregory J. Carlin  
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ELECTRONICALLY FILED USING THE EFS-WEB ELECTRONIC FILING SYSTEM OF THE UNITED STATES PATENT & TRADEMARK OFFICE ON December 4, 2006.


**ALSTON & BIRD LLP**  
**UNITED STATES PATENT AND TRADEMARK OFFICE**

JUN 07 2006

 UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/553,157	FIRST NAMED APPLICANT Paul Frank Radford	ATTY. DOCKET NO. 050893/299953
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INTERNATIONAL APPLICATION NO. PCT/AU04/00469
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I.A. FILING DATE 04/08/2004	PRIORITY DATE 04/10/2003
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CONFIRMATION NO. 1232

371 FORMALITIES LETTER



\*OC000000019063827\*

 00826  
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 CHARLOTTE, NC 28280-4000

Date Mailed: 06/02/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 10/10/2005
- Copy of the International Search Report filed on 10/10/2005
- Copy of IPE Report filed on 10/10/2005
- Preliminary Amendments filed on 10/10/2005
- Information Disclosure Statements filed on 10/10/2005
- Request for Immediate Examination filed on 10/10/2005
- U.S. Basic National Fees filed on 10/10/2005
- Priority Documents filed on 10/10/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:



- \$65 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/553,157	PCT/AU04/00469	050893/299953

FORM PCT/DO/EO/905 (371 Formalities Notice)